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PTO/SB/21 (09-04)  
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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	10/773,883	
	Filing Date	February 5, 2004	
	First Named Inventor	Craig Gerbi	
	Art Unit	3731	
	Examiner Name	Amanda S. Adams	
Total Number of Pages in This Submission		Attorney Docket Number	SATTY 69257

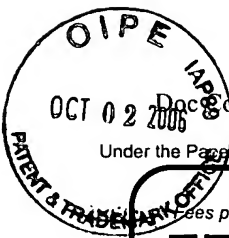
ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance Communication to TC
<input checked="" type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment Reply	<input type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
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<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	50 References
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Landscape Table on CD	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	Remarks	
<input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53		24201

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	FULWIDER PATTON LLP		
Signature	<i>John Nagy</i>		
Printed name	JOHN S. NAGY, ESQ.		
Date	September 28, 2006	Reg. No.	30,664

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on			
Signature	<i>John Nagy</i>		
Typed or printed name	JOHN S. NAGY, ESQ.	Date	September 28, 2006

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PTO/SB/17 (01-06)

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Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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# FEE TRANSMITTAL for FY 2006

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) \$180.00

## Complete if Known

Application Number	10/773,883
Filing Date	February 5, 2004
First Named Inventor	Craig Gerbi
Examiner Name	Amanda S. Adams
Art Unit	3731
Attorney Docket No.	SATTY 69257 (13.0)

## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

☐ Deposit Deposit Account Number: 06-2425 Deposit Account Name: FULWIDER PATTON LLP

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or any underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

## FEE CALCULATION (All the fees below are due upon filing or may be subject to a surcharge.)

### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid(\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

### 2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180

Total Claims Extra Fee (\$) Fee Paid (\$) || - 20 or HP = \_\_\_\_\_ x \$25.00 | = \$0.00 |

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims Extra Fee (\$) Fee Paid (\$) || - 3 or HP = \_\_\_\_\_ x \$100.00 | = \$0.00 |

HP = highest number of independent claims paid for, if greater than 3.

### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listing under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$) Fee Paid (\$) || - 100 = \_\_\_\_\_ / 50 \_\_\_\_\_ (round up to a whole | x \$125.00 = \$0.00 |

### 4. OTHER FEE(S)

Non-English specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): Supplemental IDS

\$180.00

## SUBMITTED BY

Signature		Registration No. (Attorney/Agent)	30,664	Telephone	(310) 824-5555
Name (Print/Type)	JOHN S. NAGY, ESQ.			Date	September 28, 2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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John S. Nagy, Reg. No. 30,664

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/773,883  
Applicant : Craig Gerbi, Gary Weller, Jamy Gannoe, Douglas S. Sutton,  
Andrew H. Hancock, Gilbert Mata, Jr.  
Filed : February 5, 2004  
Art Unit : 3731  
Examiner : Amanda S. Adams  
Title : SINGLE-FOLD SYSTEM FOR TISSUE APPROXIMATION  
AND FIXATION  
  
Docket No.: : SATTY 69257 (13.0)  
Customer No. : 24201

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

SECOND SUPPLEMENTAL  
INFORMATION DISCLOSURE STATEMENT

Dear Sir:

The documents listed on the enclosed Form PTO/SB/08a have come to the attention of Applicant and are submitted to the Office under 37 C.F.R. § 1.97.

Applicant asks the Examiner to consider these references in examining the application. A copy of each of the foreign patents and articles is enclosed.

The petition fee set forth in 37 C.F.R. § 1.17(p) is enclosed. Please charge any deficiency in fees or credit any overpayment to our Deposit Account No. 06-2425. A duplicate of this paper is enclosed.

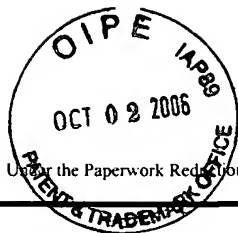
Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

By: \_\_\_\_\_  
John S. Nagy  
Registration No. 30,664

JSN:jeb  
Enclosures

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141470.1



PTO/SB/08B (06-03)

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U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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Substitute for form 1449A/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Sheet 1 of 13

**Complete if Known**

Application Number	10/773,883
Filing Date	February 5, 2004
First Named Inventor	Craig Gerbi
Art Unit	3731
Examiner Name	Amanda S. Adams
Attorney Docket Number	SATTY 69257

**U.S. PATENT DOCUMENTS**

Examiner Initials*	Cite No <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number	Kind Code <sup>2</sup> (if known)			
		2,108,206		02-15-1938	Meeker	
		2,508,690		07-13-1948	Schmerl	
		3,395,710		08-06-1968	Stratton et al.	
		4,057,065		11-08-1977	Thow	
		4,198,982		04-22-2980	Fortner et al..	
		4,501,264		02-26-1985	Rockey	
		4,592,339		06-03-1986	Kuzmak et al.	
		4,592,354		06-03-1986	Rothfuss	
		4,646,722		03-03-1987	Silverstein et al.	
		4,744,363		05-17-1988	Hasson	
		4,803,985		02-14-1989	Hill	
		4,905,693		03-06-1990	Ravo	
		4,925,446		05-15-1990	Garay et al.	
		4,927,428		05-22-1990	Richards	
		5,129,915		07-14-1992	Cantenys	
		5,197,649		03-30-1993	Bessler et al.	
		5,220,928		06-22-1993	Oddsen et al.	
		5,226,429		07-13-1993	Kuzmak	
		5,246,456		09-21-1993	Wilkinson	
		5,254,126		10-19-1993	Filipi et al.	
		5,259,366		11-09-1993	Reydel et al.	
		5,261,920		11-16-1993	Main et al.	
		5,297,536		03-29-1994	Wilk	

**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No <sup>1</sup>	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind <sup>5</sup> (if known)				
		WO	1994/18893	A1	09-01-1994	Fitton et al.		
		WO	2000/48656	A1	08-24-2000	Boston Scientific Corp.		
		WO	2001/66018	A1	09-13-2001	C.R. Bard Inc.		
		WO	2001/67964	A2	09-20-2001	Medigus Ltd.		
		WO	2001/85034	A1	11-15-2001	Geitz		
		WO	2002/071951	A1	09-19-2002	Alvarez		
		WO	2002/091961	A1	11-21-2002	Hashiba et al.		
		WO	2003/017882	A2	03-06-2003	Synecor, LLC		

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO, Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)				<b>Complete if Known</b>				
Sheet <b>2</b> of <b>13</b>				Application Number		10/773,883		
				Filing Date		February 5, 2004		
				First Named Inventor		Craig Gerbi		
				Art Unit		3731		
				Examiner Name		Amanda S. Adams		
				Attorney Docket Number		SATY 69257		
<b>U.S. PATENT DOCUMENTS</b>								
Examiner Initials*	Cite No <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
		Number	Kind Code <sup>2</sup> (if known)					
		5,301,658		04-12-1994	Zhu et al.			
		5,306,300		04-26-1994	Berry			
		5,309,896		05-10-1994	Moll et al.			
		5,309,927		05/10/1994	Welch			
		5,331,975		07-26-1994	Bonutti			
		5,334,209		08-02-1994	Yoon			
		5,346,501		09-13-1994	Regula et al.			
		5,403,326		04-04-1995	Harrison et al.			
		5,433,721		07-18-1995	Hooven et al.			
		5,449,368		09-12-1995	Kuzmak			
		5,458,131		10-17-1995	Wilk			
		5,465,894		11-14-1995	Clark et al.			
		5,467,911		11-21-1995	Tsuruta et al.			
		5,486,183		01-23-1996	Middleman et al.			
		5,489,058		02-06-1996	Plyley et al.			
		5,503,635		04-02-1996	Sauer et al.			
		5,535,935		07-16-1996	Vidal et al.			
		5,542,949		08-06-1996	Yoon			
		5,558,665		09-24-1996	Kieturakis			
		5,577,654		11-26-1996	Bishop			
<b>FOREIGN PATENT DOCUMENTS</b>								
Examiner Initials*	Cite No <sup>1</sup>	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind <sup>5</sup> (if known)				
		WO	2003/078721	A2	09-25-2003	Sauer		
		WO	2003/086247	A1	10-23-2003	Stack et al.		
		WO	2003/088844	A1	10-30-2003	Zubik et al.		
		WO	2004/009269	A2	01-29-2004	Craig et al.		
		WO	2004/017863	A2	03-04-2004	Bessler		
		WO	2004/019826	A1	03-11-2004	Cartledge et al.		
		WO	2004/037064	A2	05-06-2004	Satiety, Inc.		
Examiner Signature						Date Considered		

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO, Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached. This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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				Application Number	10/773,883			
Sheet 3 of 13				Filing Date	February 5, 2004			
				First Named Inventor	Craig Gerbi			
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				Examiner Name	Amanda S. Adams			
				Attorney Docket Number	SATTY 69257			
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Examiner Initials*	Cite No <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
		Number	Kind Code <sup>2</sup> (if known)					
		5,578,044		11-26-1996	Gordon et al.			
		5,588,579		12-31-1996	Schnut et al.			
		5,601,604		02-11-1997	Vincent			
		5,603,443		02-18-1997	Clark et al.			
		5,639,008		06/17/1997	Gallagher et al.			
		5,649,937		07-22-1997	Bito et al.			
		5,662,664		09-02-1997	Gordon et al.			
		5,662,667		09-02-1997	Knodel			
		5,667,520		09-16-1997	Bonutti			
		5,676,659		10-14-1997	McGurk			
		5,707,382		01-13-1998	Sierocuk et al.			
		5,735,848		04-07-1998	Yates et al.			
		5,766,216		06-16-1998	Gangal et al.			
		5,776,054		07-07-1998	Bobra			
		5,797,931		08-25-1998	Bito et al.			
		5,810,855		09-22-1998	Rayburn et al.			
		5,816,471		10-06-1998	Plyley et al.			
		5,820,584		10-13-1998	Crabb			
		5,833,690		11-10-1998	Yates et al.			
		5,836,311		11-17-1998	Borst et al.			
		5,839,639		11-24-1998	Sauer et al.			
<b>FOREIGN PATENT DOCUMENTS</b>								
Examiner Initials*	Cite No <sup>1</sup>	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind <sup>5</sup> (if known)				
		WO	2004/049911	A2	06-17-2004	Hickle		
		WO	2004/058102	A2	07-15-2004	Imran		
		WO	2004/060150	A1	07-22-2004	Smith et al.		
		WO	2004/087014	A2	10-14-2004	GI Dynamics, Inc.		
		WO	2004/103189	A1	12-02-2004	Gambale et al.		
		WO	2005/023118	A1	03-17-2005	Garza Alvarez		
		WO	2005/037152	A1	04-28-2005	Stack et al.		
		WO	2005/058239	A2	06-30-2005	Saadat et al.		
		WO	2005/060882	A1	07-07-2005	Meade et al.		
Examiner Signature					Date Considered			

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				First Named Inventor		Craig Gerbi		
				Art Unit		3731		
Examiner Name		Amanda S. Adams		Attorney Docket Number		SATY		
Sheet 4 of 13								
<b>U.S. PATENT DOCUMENTS</b>								
Examiner Initials*	Cite No <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines. Where Relevant Passages or Relevant Figures Appear		
		Number	Kind Code <sup>2</sup> (if known)					
		5,860,581		01-19-1999	Robertson et al.			
		5,861,036		01-19-1999	Godin			
		5,868,760		02-09-1999	McGuckin, Jr.			
		5,876,448		03-02-1999	Thompson et al.			
		5,888,196		03-20-1999	Bonutti			
		5,906,625		05-25-1999	Bito et al.			
		5,910,149		06-18-1999	Kuzmak			
		5,921,993		07-13-1999	Yoon			
		5,927,284		07-27-1999	Borst et al.			
		5,938,669		08-17-1999	Klaiber et al.			
		5,972,002		10-26-1999	Bark et al.			
		5,980,537		11-09-1999	Ouchi			
		5,993,464		11-30-1999	Knodel			
		6,015,378		01-18-2000	Borst et al.			
		6,030,392		02-29-2000	Dakov			
		6,044,847		04-04-2000	Carter et al.			
		6,074,343		06-13-2000	Nathanson et al.			
		6,083,241		07-04-2000	Longo et al.			
		6,119,913		09-19-2000	Adams et al.			
		6,120,513		09-19-2000	Bailey et al.			
		6,136,006		10-24-2000	Johnson et al.			
		6,159,195		12-12-2000	Ha et al.			
<b>FOREIGN PATENT DOCUMENTS</b>								
Examiner Initials*	Cite No <sup>1</sup>	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind <sup>5</sup> (if known)				
		WO	2006/078781	A1	07-27-2006	Levine et al.		
		EP	0 137 878	A1	04-24-1985	Garren et al.		
		EP	0 174 843	A1	03-19-1986	Mills et al.		
		EP	0 246 999	A1	11-25-1987	Omikron Scientific Ltd.		
		EP	0 540 010	A2	05-05-1993	Bessler et al.		
		JP	63277063	A	11-15-1988	Olympus Optical Co Ltd		
		JP	63279854		11-16-1988	Olympus Optical Co Ltd		
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Sheet 5 of 13				Application Number		10/773,883		
				Filing Date		February 5, 2004		
				First Named Inventor		Craig Gerbi		
				Art Unit		3731		
				Examiner Name		Amanda S. Adams		
				Attorney Docket Number		SATY 69257		
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		Number	Kind Code <sup>2</sup> (if known)					
		6,186,942 B1		02-13-2001	Sullivan et al.			
		6,206,822 B1		03-27-2001	Foley et al.			
		6,206,893 B1		03-27-2001	Klein et al.			
		6,224,614 B1		05-01-2001	Yoon			
		6,248,058 B1		06-19-2001	Silverman et al.			
		6,273,897 B1		08-14-2001	Dalessandro et al.			
		6,279,809 B1		08-28-2001	Nicolo			
		6,290,674 B1		09-18-2001	Roue et al.			
		6,312,437 B1		11-06-2001	Kortenbach			
		6,338,345 B1		01-15-2002	Johnson et al.			
		6,358,197 B1		03-19-2002	Silverman et al.			
		6,379,366 B1		04-30-2002	Fleischmann et al.			
		6,387,104 B1		05-14-2002	Pugsley, Jr. et al.			
		6,398,795 B1		06-04-2002	McAlister et al.			
		6,423,087 B1		07-23-2002	Sawada			
		6,432,040 B1		08-13-2002	Meah			
		6,460,543 B1		10-08-2002	Forsell			
		6,535,764 B2		03-18-2003	Imran et al.			
		6,540,789 B1		04-01-2003	Silverman et al.			
		6,551,310 B1		04-22-2003	Ganz et al.			
		6,554,844 B2		04-29-2003	Lee et al.			
		6,561,969		08-16-2001	Frazier et al.			
<b>FOREIGN PATENT DOCUMENTS</b>								
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Sheet <b>6</b> of <b>13</b>				Application Number 10/773,883		Filing Date February 5, 2004	
First Named Inventor Craig Gerbi				Art Unit 3731		Examiner Name Amanda S. Adams	
Attorney Docket Number SATY 69257							

U.S. PATENT DOCUMENTS						
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		Number	Kind Code <sup>2</sup> (if known)			
		6,572,629		06-03-2003	Kalloo et al.	
		6,592,596 B1		07-15-2003	Geitz	
		6,626,899		09-30-2003	Houser et al.	
		6,632,227 B2		10-14-2003	Adams	
		6,663,639 B1		12-16-2003	Laufer et al.	
		6,663,640 B2		12-16-2003	Kortenbach	
		6,682,520 B2		01-27-2004	Ingenito	
		6,689,062 B1		02-10-2004	Mesallum	
		6,692,485 B1		02-17-2004	Brock et al.	
		6,716,222 B2		04-06-2004	McAlister et al.	
		6,733,512 B2		05-11-2004	McGhan	
		6,736,822 B2		05-18-2004	McClellan et al.	
		6,740,098 B2		05-25-2004	Abrams et al.	
		6,740,121 B2		05-25-2004	Geitz	
		6,746,489 B2		06-08-2004	Dua et al.	
		6,754,536 B2		06-22-2004	Swoyer et al.	
		6,755,849 B1		06-29-2004	Gowda et al.	
		6,755,869 B2		06-29-2004	Geitz	
		6,756,364 B2		06-29-2004	Barbier et al.	
		6,764,518 B2		07-20-2004	Godin	
		6,773,440 B2		08-10-2004	Gannoe et al.	
		6,786,898		09-07-2004	Guenst	
		6,790,214 B2		09-14-2004	Kraemer et al.	
		6,802,868 B2		10-12-2004	Silverman et al.	

FOREIGN PATENT DOCUMENTS								
Examiner Initials*	Cite No <sup>1</sup>	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
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				First Named Inventor		Craig Gerbi		
				Art Unit		3731		
				Examiner Name		Amanda S. Adams		
(use as many sheets as necessary)				Attorney Docket Number		SATY 69257		
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		Number	Kind Code <sup>3</sup> (if known)					
		6,821,285 B2		11-23-2004	Laufer et al.			
		6,835,199 B2		12-28-2004	McGuckin, Jr. et al.			
		6,837,848		07-15-2004	Bonner et al.			
		6,840,423 B2		01-11-2005	Adams et al.			
		6,845,776 B2		01-25-2005	Stack et al.			
		6,896,682 B2		05-24-2005	McClellan et al.			
		6,926,722 B2		08-09-2005	Geitz			
		6,966,919 B2		11-22-2005	Sixto, Jr., et al.			
		6,981,978 B2		01- -2006	Gannoe			
		6,991,643 B2		01-31-2006	Saadat			
		7,020,531 B2		03-28-2006	Colliou et al.			
		7,025,791 B2		04-11-2006	Levine et al.			
		7,033,378 B2		04-25-2006	Smith et al.			
		7,083,630 B2		08-01-2006	DeVries et al.			
		7,087,011 B2		08-08-2006	Cabiri et al.			
		7,037,343		05-02-2006	Imran			
		7,037,344		05-02-2006	Kagan et al.			
		7,063,715		06-20-2006	Onuki et al.			
FOREIGN PATENT DOCUMENTS								
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		Number	Kind Code <sup>2</sup> (if known)					
		2001/0014800 A1		08-16-2001	Frazier et al.			
		2002/0035361 A1		03-21-2002	Houser et al.			
		2002/0047036 A1		04-25-2002	Sullivan et al.			
		2002/0058967 A1		05-16-2002	Jervis			
		2002/0077661 A1		06-20-2002	Saadat			
		2003/0040804 A1		02/27/2003	Stack et al.			
		2003/004/0808 A1		02/27/2003	Stack et al.			
		2003/0065340 A1		04-03-2003	Geitz			
		2003/0109931 A1		06-12-2003	Geitz			
		2003/0120285 A1		06-26-2003	Kortenbach			
		2003/0132267 A1		07-17-2003	Adams et al.			
		2003/0158601 A1		08-21-2003	Silverman et al.			
		2003/0171760 A1		09-11-2003	Gambale			
		2003/0208209 A1		11-06-2003	Gambale et al.			
		2003/0225312 A1		12-04-2003	Suzuki et al.			
		2004/0009224 A1		01-15-2004	Miller			
		2004/0010271 A1		01-15-2004	Kortenbach			
		2004/0037865 A1		02-26-2004	Miller			
		2004/0039452 A1		02-26-2004	Bessler			
		2004/0049209 A1		03-11-2004	Benchetrit			
		2004/0059349 A1		03-25-2004	Sixto, Jr. et al.			
		2004/0059354 A1		03-25-2004	Smith et al.			
		2004/0059358 A1		03-25-2004	Kortenbach et al.			
		2004/00829623 A1		04-29-2004	Bessler			
		2004/0087977A1		05-06-2004	Nolan et al.			
		2004/0089313 A1		05-13-2004	Utley et al.			
		2004/0092892 A1		05-13-2004	Kagan et al.			
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		2004/0097989 A1		05-20-2004	Molina Trigueros							
		2004/0107004 A1		06-03-2004	Levine et al.							
		2004/0116949 A1		06-17-2004	Ewers et al.							
		2004/0122456 A1		06-24-2004	Saadat et al.							
		2004/0122473 A1		06-24-2004	Ewers et al.							
		2004/0122526 A1		06-24-2004	Imran							
		2004/0133147 A1		07-08-2004	Woo							
		2004/0133238 A1		07-08-2004	Cerier							
		2004/0138525 A1		07-15-2004	Saadat							
		2004/0138526 A1		07-15-2004	Guenst							
		2004/0138529 A1		07-15-2004	Wiltshire et al.							
		2004/0138531 A1		07-15-2004	Bonner et al.							
		2004/0138682 A1		07-15-2004	Onuki et al.							
		2004/0147958 A1		07-29-2004	Lam et al.							
		2004/0148021 A1		07-29-2004	Cartledge et al.							
		2004/0148034 A1		07-29-2004	Kagan et al.							
		2004/0158331 A1		08-12-2004	Stack et al.							
		2004/0167546 A1		08-26-2004	Saadat et al.							
		2004/0172141 A1		09-02-2004	Stack et al.							
		2004/0181242 A1		09-16-2004	Stack et al.							
		2004/0193190 A1		09-30-2004	Liddicoat et al.							
		2004/0225194 A1		11-11-2004	Smith et al.							
		2004/0225305 A1		11-11-2004	Ewers et al.							
		2005/0049718 A1		03-03-2005	Dann et al.							
FOREIGN PATENT DOCUMENTS												
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		Office <sup>3</sup>	Number <sup>4</sup>	Kind <sup>5</sup> (if known)								
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I Substitute for form 1449A/PTO  <b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary) Sheet 10 of 13				<b>Complete if Known</b> Application Number 10/773,883 Filing Date February 5, 2004 First Named Inventor Craig Gerbi Art Unit 3731 Examiner Name Amanda S. Adams Attorney Docket Number SATTY 69257				
<b>U.S. PATENT DOCUMENTS</b>								
Examiner Initials*	Cite No <sup>1</sup>	Document Number		Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear		
		Number	Kind Code <sup>2</sup> (if known)					
		2005/0055038 A1		03-10-2005	Kelleher et al.			
		2005/0055039 A1		03-10-2005	Burnett et al.			
		2005/0075622 A1		04-07-2005	Levine et al.			
		2005/0075653 A1		04-07-2005	Saadat et al.			
		2005/0080444 A1		04-14-2005	Kraemer et al.			
		2005/0085787 A1		04-21-2005	Laufer			
		2005/0096750 A1		05-05-2005	Kagan et al.			
		2005/0119671 A1		06-02-2005	Reydel et al.			
		2005/0143760 A1		06-30-2005	Imran			
		2005/0148818 A1		07-07-2005	Mesallum			
		2005/0149067 A1		07-07-2005	Takemoto et al.			
		2005/0149114 A1		07-07-2005	Cartledge et al.			
		2005/0177176 A1		08-11-2005	Gerbi et al.			
		2005/0194038 A1		09-08-2005	Brabec et al.			
		2005/0194294 A1		09-08-2005	Oexle et al.			
		2005/0194312 A1		09-08-2005	Niemeyer et al.			
		2005/0195925 A1		09-08-2005	Traber			
		2005/0195944 A1		09-08-2005	Bartels et al.			
		2005/0196356 A1		09-08-2005	Leinen et al.			
		2005/0197540 A1		09-08-2005	Liedtke			
		2005/0197622 A1		09-08-2005	Blumenthal et al.			
		2005/0197684 A1		09-08-2005	Koch			
		2005/0198476 A1		09-08-2005	Gazsi et al.			
<b>FOREIGN PATENT DOCUMENTS</b>								
Examiner Initials*	Cite No <sup>1</sup>	Foreign Patent Document			Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>
		Office <sup>3</sup>	Number <sup>4</sup>	Kind <sup>5</sup> (if known)				
Examiner Signature					Date Considered			

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<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (use as many sheets as necessary)		Application Number	10/773,883
		Filing Date	February 5, 2004
		First Named Inventor	Craig Gerbi
		Group Art Unit	3731
		Examiner Name	Amanda S. Adams
		Attorney Docket Number	SATTY 69257
Sheet	12	of	13
<b>OTHER PRIOR ART — NON PATENT LITERATURE DOCUMENTS</b>			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		Benjamin, S.B., et al., <i>A Double-Blind Cross Over Study of the Garren-Edwards anti-Obesity Bubblem</i> Abstract Submitted to A/S/G/E/ 1987, Georgetown University Hospital and Fairfax Hospital, Washington, D.C. and Fairfax, VA	
		Benjamin, S.B., <i>Small Bowel Obstruction and the Garren-Edwards Bubble, Lessons to be Learned?</i> Abstracts Submitted to A/S/G/E 1987, Division of Gastroenterology, Department of Medicine, Georgetown University Hospital, Washington, D.C.,	
		Büchler, M.W., M.D. et al., <i>A Technique For Gastropasty As A Substitute For The Esophagus: Fundus Rotation Gastropasty</i> , <i>Journal Of The American College Of Surgeons</i> , Vol. 182, pp.241-245, March 1996	
		Chang, Craig G. M.D. <sup>1</sup> , et al., <i>Gastro-Clip® Gastropasty: A Very Long-Term Complication</i> , <i>Obesity Surgery</i> , 14, © FD-Communications Inc., 2004	
		Endo Gia* Universal, Single UseStapler and Endo GIA Roticulator*, Brochure, 8 pages, Undated	
		Filipi, Charles J. M.D., et al., <i>Transoral, Flexible Endoscopic Suturing For Treatment Of GERD: A Multicenter Trial</i> , <i>Gastrointestinal Endoscopy</i> , Vol. 53, No. 4, pp. 416-422, 2001	
		Guidant, Internet, AXIUS™ VACUUM 2 Stabilizer Systems, Internet Website - <a href="http://www.guidant.com/products/axius_vacuum.shtml">www.guidant.com/products/axius_vacuum.shtml</a> , 8 pages, visited May 27, 2003	
		Hepworth, Clive C. FRCS et al., <i>Mechanical Endoscopic Methods Of Haemostasis For Bleeding Peptic Ulcers: A Review</i> , <i>Bailliere's Clinical Gastroenterology</i> , Vol. 14, No. 3 pp. 467-476, 2000	
		Ikeda, Y. et al., <i>New Suturing Device For Transanal Endoscopic Microsurgery</i> , <i>Blackwell Science Ltd</i> , p. 1290, 1997	
		Johnson & Johnson Gateway™ Endopath 3mm, 5mm and 10 mm Diameter Endoscopic Instruments, Internet Website - <a href="http://www.inigateway.com/home.ihml?loc=USENG&amp;page=viewContent&amp;parentId=0900...">www.inigateway.com/home.ihml?loc=USENG&amp;page=viewContent&amp;parentId=0900...</a> , 3 pages, visited May 29, 2003	
		Power Medical Interventions Digital and Wireless Medical Technology, Product Innovation: SurgASSIST™, Internet Website - <a href="http://www.pmi2.com/access_flexibility.asp">www.pmi2.com/access_flexibility.asp</a> , 6 pages, visited May 29, 2003	
		Snowden Pencer, Diamon-Flex Angled Snake Retractor (class I, 878.4800), Appendix F.f, Undated	
		Stoltenberg, P.H., et al., <i>Intragastric Balloon Therapy of Obesity: A Randomized Double-Blind Trial</i> , Abstracts of Papers 1985, Scott & White Clinic, Texas A&M College of Medicine, Temple, Texas	
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		First Named Inventor	Craig Gerbi
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Sheet	13	of	13
<b>OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS</b>			
Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
		Swain, C. Paul, M.D. et al., <i>An Endoscopic Sewing Machine</i> , <u>Gastrointestinal Endoscopy</u> , Vol. 32, No. 1 pp 36-38 1986	
		Swain, C. Paul, M.D., <i>Endoscopic Sewing And Stapling Machines</i> , <u>Endoscopy</u> pp. 205-210, © Georg Thieme Verlag Stuttgart, New York, 1997	
		Swain, C. Paul, M.D. et al., <i>An Endoscopic Sewing Machine</i> , <u>Gastrointestinal Endoscopy</u> , Vol. 32, No. 1, pp. 36-38, 1986	
		Swain, C. Paul, M.D. et al., <i>An Endoscopic Stapling Device: The Development Of A New Flexible Endoscopically Controlled Device For Placing Multiple Transmural Staples In Gastrointestinal Tissue</i> , <u>Gastrointestinal Endoscopy</u> , Vol. 35, No. 4, pp. 338-339, 1989	
		Swain, C. Paul, M.D., <i>Endoscopic Suturing</i> , <u>Bailliere's Clinical Gastroenterology</u> , Bailliere's Tindall, Vol. 13 No. 1, pp 97-108, 1999	
Examiner Signature		Date Considered	

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